

OLD CANADA ROAD NATIONAL SCENIC BYWAY, INC

P.O. Box 301 Bingham Maine 04920

February 19, 2019

James R. Beyer
Maine Dept. of Environmental Protection
106 Hogan Road, Suite 6
Bangor, ME 04401

RE: NECEC – Old Canada Road Rebuttal to :
Motion to Strike of Central Maine Power Company

Dear Jim:

Enclosed is The Old Canada Road National Scenic Byway, Group1, response to:
CMP's Motion to Strike dated February 20, 2019.

Sincerely for the Old Canada Road Directors, and Mr. Falzone,

Bob Haynes, Coordinator Old Canada Road Scenic Byway, Inc.

Enclosure
cc: Service Lists

STATE OF MAINE DEPARTMENT OF ENVIRONMENTAL PROTECTION
IN THE MATTER OF

CENTRAL MAINE POWER COMPANY
Application for Site Location of Development
Act permit and Natural Resources Protection
Act Permit for the New England Clean Connect
("NECEC")

L-27625-26-A-N
L-27625-TB-N-N
L-27625-2C-C-N
L-27625-VP-D-N
L-27625-IW-E-N

GROUP 1 RESPONSE TO CMP MOTION
TO STRIKE WITNESSES HAYNES AND
FALZONE.

February 20, 2019

SITE Law CERTIFICATION SLC-9

Group 1, including Old Canada Road (OCR) understands why Mr. Manahan would like to exclude witnesses from the upcoming Hearings who can speak to the harm that CMP's proposed project will do to the scenery and tourism along the Old Canada Road, a National Scenic Byway. However the testimony to be offered by witnesses Robert Haynes and Mark Falzone on behalf of Group 1 will be directly relevant to the Hearing topic 1-Scenic Character and Existing Uses. While I apologize for not being more precise in my description of my testimony and that of Mr. Falzone 'Corridor value and Scenic value' was intended to refer to the scenic and recreational impact that this project would have to the Route 201 corridor. Mr. Falzones' testimony will apply his knowledge of national scenic and scenic tourism trends to the National Scenic Byway impacted by CMP's proposed project. A topic that, again, will be directly relevant to Hearing Topic 1.

Without having to go beyond the introduction of Chapter 315, it is obvious that all of Group 1's witness topics are relevant to Hearing Topic 1 as outlined in the DEP Presiding officers' Second Procedural Order...

Introduction. In the Natural Resources Protection Act (NRPA), 38 M.R.S.A. §§ 480-A through Z, the Legislature has found and declared that Maine's rivers and streams, great ponds, fragile mountain areas, freshwater wetlands, significant wildlife habitat, coastal wetlands, and sand dune systems are resources of state significance. Section 480-A states that these resources have great scenic beauty and unique characteristics, unsurpassed recreational, cultural, historical, and environmental value of present and future benefit to the citizens of the State and that uses are causing the rapid degradation and, in some cases, the destruction of these critical resources. The Legislature's recognition of the scenic beauty of these protected natural resources through statute distinguishes the visual quality of those resources and its value to the general population.

The value of the Route 201 corridor is all about the scenic and aesthetic uses. Without high value as a scenic and aesthetic corridor OCR would not have been chosen, by national reviewers, as one of America's 150 National Scenic Byways. Both myself and Mr. Falzone

intend to testify on how CMP's proposed project will impact the scenic character and existing uses of the region, including the OCR as a National Scenic Byway and strongly object to Mr. Manahan's attempts to mischaracterize our testimony in an attempt to stifle local opposition to CMP's proposed project.

For these reasons, I respectfully request that you deny CMP's Motion to Strike.